



GP 1638  
MBI-0010  
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OCT 25 2000 10/22/00  
Kris  
TECH CENTER 1600/2900

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: ) Art Unit: 1638  
Heard et al. ) Examiner: D. Kruse  
Serial No: 09/533,029 )  
Filed: 3/22/00 )  
For: Disease-Induced Polynucleotides )

**ELECTION OF NUCLEOTIDE SEQUENCES**

Assistant Commissioner of Patents and Trademarks  
Patent and Trademark Office  
Washington, D.C. 20231

Dear Sir:

The Examiner requested that Applicants elect one of nineteen groups of nucleotide sequences to be examined in conjunction with the elected group of claims.

At the present time, Applicants elect group h directed to MYB genes. Applicants still believe since the claims are directed to a particular use of the sequences for plant disease that election of a group should not be required. Applicants therefore elect group h with traverse.

Please direct all telephone calls to Karen J. Guerrero at 510-264-0280.

Respectfully submitted,

Karen Guerrero  
Reg. No. 37,071

Date: October 16, 2000

Mendel Biotechnology, Inc  
21375 Cabot Blvd  
Hayward, CA 94545